

GOVERNMENT OF TELANGANA  
ABSTRACT

Mines and Minerals - Mining Lease held by M/s. Visaka Cements Industry Limited for Limestone over an extent of 278.31 acres or 112.820 hectares in Sy.Nos. 118, 120 to 125, 163, 173 to 179, 188 to 194 of Sangamkalan Village of Tandur Mandal, Ranga Reddy District - Amalgamated the Mining Lease with M/s The India Cements Limited - Change of name from M/s Visaka Cement Industry Limited (VCIL) to M/s The India Cements Limited instead of Amalgamation - Amendment - Issued.

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INDUSTRIES AND COMMERCE (M.II) DEPARTMENT

G.O.Ms.No.21

Dated:26-3-2015.

Read the following:-

1. G.O.Ms.No.287, Ind.& Com.(M.II) Dept, dated:18.8.1998.
2. G.O.Ms.No.313, Ind.& Com.(M.II) Dept, dated:25.11.2008.
3. From the Director of Mines & Geology, Hyderabad, File No.1876/R2-1/2008.

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O R D E R:

In the reference 1<sup>st</sup> read above, Government have granted Mining Lease for Limestone over an extent of 278.31 acres in Sy.Nos. 118, 120 to 125, 163, 173 to 179 and 188 to 194 of Sangamkalan Village of Tandur Mandal, Ranga Reddy District held by M/s. Visakha Cement Industry Limited.

2. In the reference 2<sup>nd</sup> read above, Government have permitted for amalgamation of mining lease for Limestone over an extent of 112.820 hectares in Sy.Nos. 118, 120 to 125, 163, 173 to 179, 188 to 194 of Sangamkalan Village of Tandur Mandal, Ranga Reddy District held by M/s. Visaka Cement Industry Limited with of M/s. The India Cements Limited as per Rule 38 of Mineral Concession Rules, 1960, subject to satisfaction of Mines and Minerals (Development and Regulation) Act, 1957.

3. In the reference 3<sup>rd</sup> read above, the Director of Mines & Geology, Hyderabad has reported that the word “amalgamation” under the provisions of Companies Act, 1956 means merging of one company (Transferor) into another company (Transferee). However, the word “amalgamation” under the provisions of Mines & Minerals (Development & Regulation) Act, 1957 and Rules made there under i.e. Mineral Concession Rules, 1960 means clubbing of more than (2) adjoining Mining Leases into a single lease. As such the interpretation of the word “amalgamation” have very contrasting meaning with reference to the Companies Act, 1956 and Mines and Minerals (Development and Regulation) Act, 1957. Therefore, the referring of Rule 38 of Mineral Concessions Rules, 1960, while according permission for amalgamation of mining lease gives a different interpretation which is not in conformity with the Mines & Minerals (Development & Regulation) Act, 1957 and Mineral Concessions Rules, 1960. In fact, to implement the orders, dt.25.7.2007 of the Hon'ble High Court of Madras in C.P.No.136 & 137/2007 passed for amalgamation of M/s.VCIL with M/s.ICL, the Director of Mines & Geology, Hyderabad has opined that it is sufficient under Rule 62 of Mineral Concession Rules, 1960 which prescribes for change of name, Nationality etc., should have been adopted by according permission to M/s.VCIL for “change of name” to M/s.ICL. Therefore, the Director of Mines & Geology, Hyderabad has requested the Government to issue necessary amendment to the G.O.Ms.No.313, Industries & Commerce (M.I) Dept., Dated:25.11.2008 for deletion of the sentence in Para No.3&4 accorded

(P.T.O.)

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permission for amalgamation of Mining Lease as per Rule 38 of Mineral Concession Rules, 1960 by re-examining the entire issue in the light of the provisions of Act and Rules and also requested to change the name of the company from M/s Visaka Cement Industry Limited (VCIL) to M/s The India Cements Limited under Rule 62 of Mineral Concession Rules, 1960 in view of the Hon'ble High Court of Madras order dt.25.07.2007.

**AMENDMENT**

4. The words “accorded permission for amalgamation of Mining Lease as per Rule 38 of Mineral Concession Rules, 1960” occurred in Paras 3 & 4 of the G.O.Ms.No. 313, Industries & Commerce (M.I) Department, dated:25.11.2008 shall be substituted with the words “accord permission to change the name of the company from M/s Visaka Cement Industry Limited (VCIL) to M/s The India Cements Limited under Rule 62 of Mineral Concession Rules, 1960”.

5. The Director of Mines & Geology, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

K. PRADEEP CHANDRA  
SPECIAL CHIEF SECRETARY TO GOVERNMENT & CIP

To

M/s. Visaka Cement Industry Limited,  
5<sup>th</sup> floor, Minerva complex,  
Sarojini Devi Road,  
Secunderabad-500 003.**(By RPAD).**

M/s. The India Cements Limited,  
Works Malkapur,  
Tandur Mandal,  
Ranga Reddy District **(BY RPAD).**

The Director of Mines and Geology, Hyderabad. (w.e.file)

**Copy to:**

The Assistant Director of Mines and Geology, Tandur, Ranga Reddy District.

The Secretary, Government of India, Ministry of Mines,  
Department of Mines, New Delhi.

The Controller General, Indian Bureau of Mines, Nagpur.

The Director General, Mines Safety, Dhanbad, Bihar.

The Regional Controller of Mines, Koti, Hyderabad.

Sf/Sc. (F.No.12239/M.II(1)/2008).

//FORWARDED::BY ORDER//

SECTION OFFICER